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On December 30, 2002

TOWNSEND and TOWNSEND and CREW LLP

By: Sylvia E. Arnold

PATENT
Attorney Docket No.: 10692V-000521US
Client Reference No.: PTQ Ref.: 1997-024-04US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Michael A. Adams et al.

Application No.: 10/042,039

Filed: October 25, 2001

For: FORMULATIONS AND
METHODS OF USING NITRIC OXIDE
MIMETICS AGAINST A MALIGNANT
CELL PHENOTYPE

Examiner:

Art Unit: 1616

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98

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Washington, D.C. 20231

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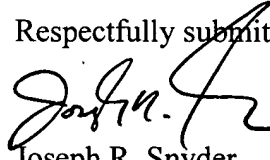
The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

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Respectfully submitted,



Joseph R. Snyder
Reg. No. 39,381

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 925-472-5000
Fax: 925-472-8895
JS:cjl
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(to be used for all correspondence after initial filing)

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| Application Number | 10/042,039 |
| Filing Date | October 25, 2001 |
| First Named Inventor | Adams, Michael A. |
| Group Art Unit | 1616 |
| Examiner Name | |
| Attorney Docket Number | 10692V-000521US |

Total Number of Pages in This Submission

ENCLOSURES (check all that apply)

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|--------------------------|--|-----------------|
| Firm and Individual name | Townsend and Townsend and Crew LLP Joseph R. Snyder | Reg. No. 39,381 |
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| Date | December 30, 2002 | |

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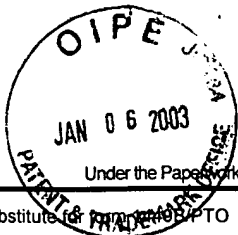


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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Sheet 2 of 3**Complete if Known**

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|------------------------|----------------------------|
| Application Number | 10/042,039 |
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| Art Unit | 1616 |
| Examiner Name | |
| Attorney Docket Number | 10692V-000521US |

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OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

| Examiner Initials * | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
|------------------------|--------------------------|---|----------------|
| | CA | BRIZEL et al., "Tumor Hypoxia Adversely Affects the Prognosis of Carcinoma of the Head and Neck", <i>Int. J. Radiation Oncology Biol. Phys.</i> 1997 38(2):285-289 | |
| | CB | BRIZEL et al., "Tumor Oxygenation Predicts for the Likelihood of Distant Metastases in Human Soft Tissue Sarcoma", <i>Cancer Research</i> 1996 56:941-943 | |
| | CC | HARRIS et al., "Breast cancer angiogenesis-new approaches to therapy via antiangiogenesis, hypoxic activated drugs, and vascular targeting", <i>Breast Cancer Research and Treatment</i> 1996 38:97-108 | |
| | CD | HÖCKEL et al., "Association between Tumor Hypoxia and Malignant Progression in Advanced Cancer of the Uterine Cervix", <i>Cancer Research</i> 1996 56:4509-4515 | |
| | CE | KONG et al., "Nitric oxide reduces tumor cell adhesion to isolated rat postcapillary venules", <i>Clin. Exp. Metastasis</i> 1996 14:335-343 | |
| | CF | MITCHELL et al., "Radiation sensitisation by nitric oxide releasing agents", <i>British Journal of Cancer</i> 1996 74:(Suppl. XXVII) S181-S184 | |
| | CG | MITCHELL et al., "Hypoxic mammalian cell radiosensitization by nitric oxide", <i>Cancer Research</i> 1993 53(24) 5845-5848 (ABSTRACT ONLY) | |
| | CH | MITCHELL et al., "Hypoxic Mammalian Cell Radiosensitization by Nitric Oxide", <i>Cancer Research</i> 1993 53:5845-5848 | |
| | CI | PIPILI-SYNETOS et al., "Inhibition of angiogenesis, tumour growth and metastasis by the NO-releasing vasodilators, isosorbide mononitrate and dinitrate", <i>British Journal of Pharmacology</i> 1995 116:1829-1834 | |
| | CJ | TEICHER B.A., "Hypoxia and drug resistance", <i>Cancer and Metastasis Reviews</i> 1994 13:139-168 | |
| | CK | TRIKHA et al., "Nitroglycerin: a NO donor inhibits TPA-mediated tumor promotion in murine skin", <i>Carcinogenesis</i> 2001 22(8):1207-1211 | |
| | CL | WINK et al., "Chemical biology of nitric oxide: Insights into regulatory, cytotoxic, and cytoprotective mechanisms of nitric oxide", <i>Free Radic Biol Med</i> 1998 25(4-5):434-456 (ABSTRACT ONLY) | |
| | CM | WINK et al., "Nitric Oxide and Some Nitric Oxide Donor Compounds Enhance the Cytotoxicity of Cisplatin", <i>Nitric Oxide: Biology and Chemistry</i> 1997 1(1):88-94 | |
| | CN | XIE et al., "Therapy of cancer metastasis by activation of the inducible nitric oxide synthase", <i>Cancer and Metastasis Reviews</i> 1998 17:55-75 | |

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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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